

Introduced by Senator Aanestad

February 20, 2007

An act to amend Section 49110 of, and to add Sections 33054 and 45040.1 to, the Education Code, relating to charter schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 345, as introduced, Aanestad. Charter schools.

The Charter Schools Act of 1992 prescribes the requirements for the establishment and operation of charter schools. Charter schools operate independently of the existing school district structure and are exempt from most statutory provisions and regulations governing the operations of public schools.

This bill would make a charter school equivalent to a school district for specified purposes, including making salary payments and submitting applications to the State Board of Education to waive statutory provisions and regulations, thereby allowing charter schools to perform those functions. The chief executive officer of a charter school would be made equivalent to the superintendent of a school district for purposes of issuing work permits to minors, thereby allowing the chief executive officer to perform that function.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 33054 is added to the Education Code,
- 2 to read:
- 3 33054. For purposes of this article, a charter school has the
- 4 same powers and duties as a school district.

1 SEC. 2. Section 45040.1 is added to the Education Code, to
2 read:

3 45040.1. For purposes of Sections 45038 to 45040, inclusive,
4 a charter school has the same powers and duties as a school district.

5 SEC. 3. Section 49110 of the Education Code is amended to
6 read:

7 49110. (a) It is the intent of the Legislature that school district
8 personnel responsible for issuing work permits to pupils have a
9 working knowledge of California labor laws as they relate to
10 minors and be trained to provide the pupils practical personal
11 guidance in career education.

12 (b) The superintendent of any school district in which any minor
13 resides, a person holding a services credential with a specialization
14 in pupil personnel services authorized by the superintendent in
15 writing, or a certificated work experience education teacher or
16 coordinator authorized by the superintendent in writing, may issue
17 to certain minors permits to work. If the minor resides in a portion
18 of a county not under the jurisdiction of the superintendent of ~~any~~
19 *a* school district, the permit to work shall be issued by the *county*
20 superintendent of schools ~~of the county~~, by a person holding a
21 services credential with a specialization in pupil personnel services
22 authorized by the *county* superintendent in writing, or a certificated
23 work experience education teacher or coordinator authorized by
24 the *county* superintendent in writing.

25 (c) A permit to work shall not be issued until the written request
26 therefor from the parent, guardian, foster parent, caregiver with
27 whom the minor resides, or residential shelter services provider,
28 has been filed with the issuing authority. "Residential shelter
29 services" refers to residential and other support services provided
30 to minors by a governmental agency, a person or agency under
31 contract with a governmental agency to provide these services, an
32 agency receiving funding from community funds, or a licensed
33 community care facility or crisis resolution center on a temporary
34 or emergency basis in a facility that services only minors.

35 (d) If the certificated person designated by the superintendent
36 *of a school district* to issue work permits is not available, and delay
37 in issuing a permit would jeopardize the ability of a pupil to secure
38 work, a person authorized by the *school district* superintendent
39 may issue the work permit.

1 (e) If a *school* district does not employ or contract with a person
2 holding a services credential with a specialization in pupil
3 personnel services or with a certificated work experience education
4 teacher or coordinator, the *school district* superintendent may
5 authorize, in writing, a person who does not hold that credential
6 to issue permits to work during periods of time in which the
7 superintendent is absent from the district.

8 (f) *For purposes of this article, the chief executive officer, or*
9 *the equivalent position, of a charter school, as designated by the*
10 *chartering authority in the charter, has the same powers and duties*
11 *as a superintendent of a school district.*